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PTO/SB/21 (08-03)

Under the paper	awadi Dadwatiaa Aata 4005 aa	U.S. Patent an	Approved for use through 07/31/2006. OMB 0651-003  Trademark Office; U.S. DEPARTMENT OF COMMERCIAL		
		Application Number	f information unless it displays a valid OMB control number 08/887,505		
TRANSMITTAL FORM  (to be used for all correspondence after initial filing)		Filing Date	07/02/1997		
		First Named Inventor	Kilkuskie, et al.		
			1634		
		Examiner Name	D. Johannsen		
Total Number of Pa	ages in This Submission	Attorney Docket Number	47508-250US3 HYZ-040 CIP		
		ENCLOSURES (Check all that ap	pply)		
Fee Transm	nittal Form	Drawing(s)	After Allowance communication to Group		
Fee	Attached	Licensing-related Papers	Appeal Communication to Board of Appeals and Interferences		
Amendmen	t/Reply	Petition	Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)		
		Petition to Convert to a	Proprietary Information		
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Extension of Time Request  Express Abandonment Request		Terminal Disclaimer	Identify below):		
		Request for Refund	- Postcard		
Information	Disclosure Statement	CD, Number of CD(s)			
	ppy of Priority   —	Remarks			
Document(s	s)	<ol> <li>PTO Form 1449 (2 pgs.)</li> <li>41 Publications</li> </ol>			
Response to Incomplete	o Missing Parts/ Application	2. 41 i abilications			
Res	ponse to Missing Parts er 37 CFR 1.52 or 1.53				
	SIGNATUI	RE OF APPLICANT, ATTORNEY	, OR AGENT		
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Typed or printed na	me	Tina M. Dougal			
Signature		Dina m. Doubal	Date 2/3/04		
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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: C mmissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.





#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Kilkuskie, et al.

Serial No.:

08/887,505

Examiner:

D. Johannsen

Filed:

July 2, 1997

Group Art Unit: 1634

For:

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Atty. Docket No.:

47508.250US3 (HYZ-040 CIP)

### **CERTIFICATE OF MAILING UNDER 37 CFR 1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 3<sup>rd</sup> day of February, 2004.

Tina M. Dougal

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

#### INFORMATION DISCLOSURE STATEMENT

Sir:

Applicants and their legal representatives hereby make of record on the attached Form PTO-1449 the following publications which are known to them and considered warranting disclosure under 37 C.F.R. §1.56 and 1.97-98.

Copies of the publications listed on the attached Form PTO-1449 are submitted herewith. It is respectfully requested that the Examiner initial and return a copy of the subject Form PTO-1449 with the next Patent Office communication.

The following references were cited in the Examples section of the patent application. Copies of these references not already cited above are not included with this Information Disclosure Statement, but can be furnished upon request.

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#### **PUBLICATIONS**

Sambrook, et al., (1989) *Molecular Cloning, A Laboratory Manual* (2<sup>nd</sup> ed.) Col Spring harbor Laboratory Press, pp. 16.30-16.40

Kato, et al, (1990) Proc. Natl. Acad. Sci. (USA) Vol. 87, pg. 9524

Lautenberger (1991) Biotechniques, Vol. 10, pgs. 778-780

Beaucage (1993) Meth. Mol. Biol. Vol. 20, pgs. 33-61

Hogrefe, et al., (1993) *Methods in Molecular Biology*, Vol. 20: "Protocols for Oligonucleotides and Analogs" (Agrawal, ed.) (Human Press Inc., Totowa, NJ)

Hogrefe et al., (1993) *Nucleic Acids Research* Vol. 21, pgs. 2031-2038 Uhlmann, et al., (1990) Chem. Rev., Vol. 90, pgs. 543-584.

The submission of these publications does not constitute a representation by the Applicants that a search has been made or that no better art exists and does not constitute an admission that the listed publications are material or constitute "prior art." Applicants reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed publications, should one or more of the publications be applied against the claims of the present application.

As the Information Disclosure Statement is being filed prior to the mailing date of the first Office Action on the merits, no fee is believed to be due. However, in the event a fee is due, please charge any fee deficiency or credit any overpayment to Deposit Account No. <u>08-0219</u>.

Respectfully submitted,

Dated: February 3, 2004

Ann-Louise Kerner, Ph.D.
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1Subt. For, PTO-1449

## INFORMATION DISCLOSURE IN AN APPLICATION

(Use several sheets if necessary)

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OF

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Docket Number 47508.250US3 HYZ-040 CIP Application Number 08/887,505

Applicant
Kilkuskie, et al.

Filing Date
July 2, 1997

Group Art Unit

1634

U.S. Patent Documents						
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6,071,693	6/2000	Cha, et al	435	6	
	5,866,336	2/2/99	Nazarenko, et al.	435	6	
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		Fore	eign Patent Docur	nents			
EXAMINER DOCUMENT		DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
INITIAL	NUMBER					YES	NO
_	0 388 232	3/16/90	EP	C12N	15/51		
	0 469 348	7/9/91	EP	C12N	15/51		
	0 518 313	6/11/92	EP	C12N	15/51		
	0 532 258	9/8/92	EP	C12Q	1/70		
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	95/01442	6/28/94	wo				
	96/35706	5/10/96	WO				
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A4	Gura, "Ántisense Has Growing Pains," 1995, Science, Vol. 270, pgs. 575-577
A5	James, W., "Towards gene-inhibition therapy: a review of progress and prospects in the field of antiviral antisense nucleic acids and ribozymes," 1991, Antiviral Chem. & Chemotherapy, Vol. 2, pgs. 191-214
A6	Martell, Maria, et al., "Dynamic Behavior of Hepatitis C Virus Quasispecies in Patients Undergoing Orthotopic Liver Transplantation, 1994, J. Virolog, Vol. 68, pgs. 3425-3436

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if citation is considered, whether or not citation	on is in conformance with MPEP & 609: Draw Line through

citation if not conformance and not considered. Include copy with next communication to applicant.

2Subt. For, PTO-1449

# INFORMATION DISCLOSURE IN AN APPLICATION

(Use several sheets if necessary)

OF

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Docket Number 47508.250US3 HYZ-040 CIP Application Number 08/887,505

Applicant

Kilkuskie, et al.

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A7	Monia, Brett P., et al, "Selective Inhibition of Mutant Ha-ras mRNA Expression by Antisense Oligonucleotides," 1992, J. Bio. Chem., Vol. 267, pgs. 19954-19962
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